(f) and (g) Do not arise in view of (d) and (e) above.

(h) some complaints alleging over-invoicing in imports nave been received and the details in this respect have been furnished in reply to Rajya Sabha Unstarred Question No. 420 answered on 27th February, 1992. The cases related to overinvoicing of imports were referred to the Directorate of Revenue Intelligence for further necessary action.

M/s. Glaxo's writ petition

2244. SHRIMATI SATYA BAHIN: SHRIMATI BIJOYA CHAKRAVARTY:

Will the PRIME MINISTER be pleased to refer to the answer to Unstarred Question 2073 given in the Rajya Sabha on 12th December, 1991 and state:

(a) when did M|s. Glaxo file a writ petition in the Delhi High Court;

(b) what is the ground on which the writ petition was filed;

(c) whether Government have filed a counter affidavit in the case;

(d) if so, by when;

(e) whether it is a fact that M|s. Glaxo has taken stay against the action to be taken by Government;

(f) if so, the details thereof; and

(g) whether Government have taken any steps to vacate the stay, if so, by when and if not, the reasons therefor?

THE MINISTER OF STATE IN THE MINISTRY OF CHEMICALS AND FERTILIZERS (SHRI CHINTA MOHAN): (a) and (b) The Writ petition was filed by M/s. Glaxo in Delhi High Court on 21-7-90 against the Government's Notice dated 18-6.90 conveying the tentative liability of the company as Rs. 66.35 crores. They filed an amendment thereto on 4-12-90.

(c) and (d) The Counter Affidavit against M/s. Glaxo's main Writ Petition was filed on 8-10-90 and to the amendment to its original writ on 3-4-91.

(e) to (g) The Company's Writ Petition in the Delhi High Court is being contested by the Govt. The hearing of the case has not yet commenced. In the meantime, the Govt. has been prevented from taking any coercive step against the company. The case will be defended in the best public interest in accordance with the advice of the Govt. legal experts.

Furnishming Details in Form-6

2245. CHOWDHARY RAM SEWAK: Will the PRIME MINISTER be pleased to refer to the answer to Unstarred Question 3112 given in the Rajya Sabha on the 19th December, 1991 and state:

(a) whether it is a fact that the furnishing of details in Form-6 is a statutory requirement;

(b) how Government are allowing price increases even to those companies who do not give the details in Form-6;

(c) if producers are not giving details in Form-6 to Government under what provision Government are obliged to give price increases;

(d) whether it is a fact that Form-6 is not being deliberately given by the producers to hide all omissions and commissions;

(e) whether it is a fact that bureaucrate are in league with the producers; and

(f) if so, what steps have been taken in this direction?

THE MINISTER OF STATE IN THE MINISTRY OF CHEMICALS AND FERTILIZERS (SHRI CHINTA

MOHAN): (a) As per provisions of Para 22(2) of DPCO, 1987, every manufacturer or importer shall, within six months of the close of the accounting year, submit to the Government information for that year in Form-6.

(b) and (c) Prices of scheduled formulations are governed in accordance with the provisions of para 8, 9 and 10 of Drugs (Prices Control) Order, 1987.

(d) Constant efforts are being made to ensure submission of Form-6. As a result, the response of companies has shown some improvement.

(e) No, Sir.

(f) Does not arise.

List of Reported Drugs and Formulations

2246. DR. RATNAKAR PANDEY: Will the PRIME MINISTER be pleased to state:

(a) whether it is a fact that Govt. are getting weekly list of imports of drugs and formulations as well as information regarding imports from Director General of Health Services regularly;

(b) whether it is also a fact that overinvoicing in imports of drugs and formulations is increasing very fast;

(c) whether Government are monitoring Overinvoicing in imports based on the information being received from DGHS as well as weekly list of imports; and

(d) if so, the details of such instances of overinvoicing in imports and action taken thereon; if not, what steps are being taken to monitor the same?

THE MINISTER OF STATE IN THE MINISTRY OF CHEMICALS AND FERTILIZERS (SHRI CHINTA MOHAN): (a) No, Sir. Such information is not being received from DGHS.

(b) and (d) Some complaints alleging over invoicing in imports have been received and the details in this respect have been furnished in reply to Rajya Sabha Unstarred Question No. 420 answered on 27th February, 1992. The cases related to overinvoicing of imports were referred to the Directorate of Revenue Intelligence for further necessary action.

(c) Does not arise in view of (a) above.

Importing Drug by Multinational Companies

2247. SHRI BEKAL UTSAHI: Will the PRIME MINISTER be pleased to refer to the answer to Unstarred Question 3090 given in Rajya Sabha on 19th December, 1991 and state:

(a) whether it is a fact that multinational companies are importing number of drugs for which they are licensed to produce;

(b) if so, what are the names of those drugs;

(c) what are the names of bulk drugs which such companies were required to produce from basic stages but they are still being produced by them by importing intermediates| penultimates; and

(d) what steps have been taken to identify all such cases and study them with a view to save foreign exchange?

THE MINISTER OF STATE IN THE MINISTRY OF CHEMICALS AND FERTILIZERS (SHRI CHINTA MOHAN): (a) and (b) Import of bulk drugs by individual companies are not being monitored by this Department.

(c) and (d) Under Drug Policy, 1986 bulk drugs are required to be manufactured from stages prescribed keeping in mind factors such as economic viability, levels of indigenous technology available, the need to save foreign exchange etc. All new proposals are being permitted only in accordance with such stages.